



STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102
www.bpu.state.nj.us

Customer Assistance

IN THE MATTER OF THEODORA
KULESZA, PETITIONER v. UNITED)
WATER NEW JERSEY, RESPONDENT)

ORDER ADOPTING
INITIAL DECISION

BPU Docket No. WC05060549U
OAL Docket No. PUC 11293-05

(SERVICE LIST ATTACHED)

BY THE BOARD:

On June 22, 2005, Theodora Kulesza (Petitioner) filed a petition with the Board of Public Utilities (Board) for a hearing in regard to a billing dispute with United Water New Jersey (Respondent). On July 21, 2005, Respondent filed an answer.

On September 9, 2005, the Board transmitted this matter to the Office of Administrative Law (OAL) for determination and initial disposition as a contested case pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. The matter was assigned to Administrative Law Judge (ALJ) Edith Klinger and later reassigned to ALJ Elinor R. Reiner.


During the pendency of this matter at the OAL, the parties engaged in negotiations and reached a settlement. The settlement was submitted to the ALJ for review. On March 30, 2006, ALJ Reiner filed an Initial Decision with the Board, memorializing the terms of the settlement and recommending that it be approved. The ALJ found the settlement to be voluntary, consistent with the law and fully dispositive of all issues in controversy. The ALJ therefore concluded that the settlement met the requirements of N.J.A.C. 1:1-19.1.

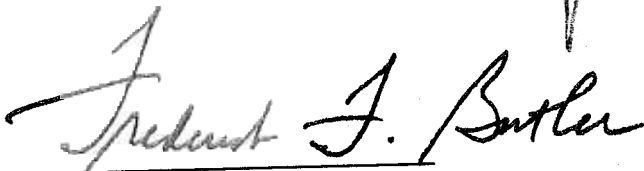
Under the terms of the settlement, Petitioner agrees to pay Respondent \$700.00 to be considered as full payment of her outstanding water bill.

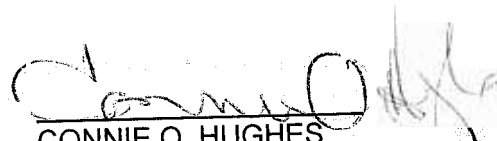
The Board FINDS that the terms of the settlement are fair and reasonable. Therefore, the Board HEREBY ADOPTS the Initial Decision and Stipulation of Settlement in their entirety, incorporating the terms thereof into this final decision as if fully set forth at length herein.

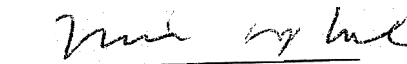
DATED: 4/27/06

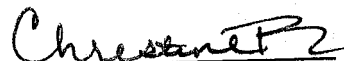
BOARD OF PUBLIC UTILITIES
BY:


JEANNE M. FOX
PRESIDENT

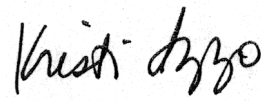

FREDERICK F. BUTLER
COMMISSIONER


CONNIE O. HUGHES
COMMISSIONER

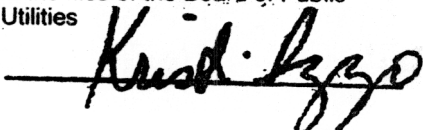

JOSEPH L. FIORDALISO
COMMISSIONER


CHRISTINE V. BATOR
COMMISSIONER

ATTEST:


KRISTI IZZO
SECRETARY

I HEREBY CERTIFY that the within
document is a true copy of the original
in the files of the Board of Public
Utilities



- 2 -

BPU Docket No. WC05060549U
OAL Dkt. No. PUC 11293-05

Theodora Kulesza v. United Water New Jersey

BPU Docket No. WC05060549U

OAL Dkt. No. PUC 11293-05

SERVICE LIST

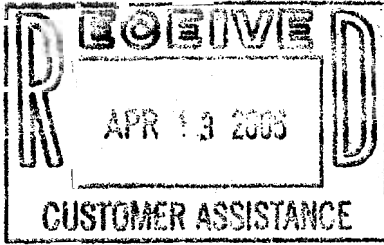
Theodora Kulesza
99 Randolph Street
Carteret, NJ 07008

United Water New Jersey
200 Old Hook Rd.
Harrington Park, NJ 07640

John P. Wallace, Esq.
216 East Ridgewood Ave
Ridgewood, NJ 07450

Kent Papsun, Director
Division of Customer Assistance
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102

Jeff Slutzky, Esq.
Division of Law
124 Halsey St. - 5th Floor
Newark, NJ 07102



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

**INITIAL DECISION
SETTLEMENT**

OAL DKT. NO. PUC 11293-05
AGENCY DKT. NO. WC05060549U

THEODORA KULESZA

Petitioner,

v.

UNITED WATER NEW JERSEY,

Respondent.

Theodora Kulesza, petitioner, pro se

John P. Wallace, Esq., for respondent

FORWARDED
CASE MANAGER
2006 APR - 6 PM 2:46
D OF PUBL
NEWARK, N.J.

Record Closed: March 28, 2006

Decided: March 29, 2006

BEFORE **ELINOR R. REINER, ALJ**

On or about June 22, 2005, petitioner filed a petition with the New Jersey Board of Public Utilities for a hearing in regard to a bill dispute with respondent. On or about July 21, 2005, respondent filed its response. On September 20, 2005, this matter was transmitted to the Office of Administrative Law (OAL) as a contested case for hearing pursuant to N.J.S.A. 52:14B-1 to -15 and N.J.S.A. 52:14F-1 to -13.

Mandatory early settlement conferences scheduled for November 21, 2005, and January 5, 2006, before Administrative Law Judge Edith Klinger were adjourned and

rescheduled to February 21, 2006 before the undersigned Judge. The conference scheduled for February 21, 2006 was rescheduled to March 28, 2006 at the request of counsel for respondent. On that date, the parties appeared, a settlement conference was held and a settlement was reached

The parties have agreed to settle this matter and have prepared the attached Settlement Agreement, indicating the terms of settlement.

have reviewed the record and the settlement terms and **FIND:**

- 1 The parties have voluntarily agreed to the settlement, as evidenced by their signatures or their representatives' signatures.
- 2 The settlement fully disposes of all issues in controversy and is consistent with the law.

I **CONCLUDE** that this agreement meets the requirements of N.J.A.C. 1:1-19.1 and that the settlement should be approved. I **APPROVE** the settlement and, therefore, **ORDER** that the parties comply with the settlement terms and that these proceedings be concluded

hereby **FILE** my initial decision with the **BOARD OF PUBLIC UTILITIES** for consideration

This recommended decision may be adopted, modified or rejected by the **BOARD OF PUBLIC UTILITIES**, which by law is authorized to make a final decision in this matter. If the Board of Public Utilities does not adopt, modify or reject this decision within forty-five (45) days and unless such time limit is otherwise extended, this recommended decision shall become a final decision in accordance with N.J.S.A. 52:14B-10

March 29, 2006
DATE

Elinor R. Reiner
ELINOR R. REINER, ALJ
Receipt Acknowledged

3/30/06
DATE

[Signature]
BOARD OF PUBLIC UTILITIES

Mailed to Parties

DATE
al

OFFICE OF ADMINISTRATIVE LAW

STATE OF NEW JERSEY
OFFICE OF ADMINISTRATIVE LAW

OAL DOCKET NO.: PUGCC 11293-2005N
AGENCY REF. NO.: WC05060549U

THEODORA KULESZA,

Petitioner,

vs.

UNITED WATER NEW JERSEY,

Respondent.

The parties in the above matter having agreed to settle the matter of a disputed bill for water service at premises located at 1 Medford Road, Dumont, New Jersey, it is hereby stipulated and agreed as follows:

1. Petitioner agrees to pay and Respondent agrees to accept the sum of \$ 700.00 in full payment of the outstanding water bill on Customer Account # 997 752 517 for water service to premises located at 1 Medford Road, Dumont, New Jersey.

2. Said payment by Petitioner shall be made *at \$100 per month commencing in April 2006 without interest.*

3. Petitioner hereby agrees that the Petition in the above matter be and the same is hereby withdrawn.

Theodora Kulesza
THEODORA KULESZA, Petitioner

UNITED WATER NEW JERSEY,
Respondent

By *John P. Wallace attorney*
JOHN P. WALLACE



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW
33 Washington Street
Newark, New Jersey 07102
(973) 648-6008

NORTH

Date: MAR 30 2006

Re Initial Decisions for Receipt

Receipt of the following decisions from the Office of Administrative Law (as well as a copy of this form) is acknowledged as of the date indicated below:

OAL Docket No. PUC

Case Name

11293-05

Theodora Fulesza


Board of Public Utilities

2 Gateway Center

Newark, New Jersey 07102

Date:

3/30/06


Board of Public Utilities